

PTO/SB/21 (09-04)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

8+

Application Number

10/717,399

Filing Date

November 19, 2003

First Named Inventor

Randall J. Huebner

Art Unit

3732

Examiner Name

Unknown

Attorney Docket Number

ACM 371

**ENCLOSURES** (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. PTO Forms (5)
<input checked="" type="checkbox"/> Information Disclosure Statement (Second Supplemental)	<input type="checkbox"/> Request for Refund	2. Copies of References (8)
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
<input type="text"/> Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Kolisch Hartwell, P.C.		
Signature			
Printed name	James R. Abney		
Date	October 24, 2005	Reg. No.	42,253

**CERTIFICATE OF TRANSMISSION/MAILING**

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Date: October 24, 2005

RANDALL J. HUEBNER

Serial No. : 10/717,399

Group Art Unit 3732

Filed : November 19, 2003

For : BONE PLATES WITH REFERENCE MARKS

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.56, 1.97, and 1.98**

Applicant is submitting this Second Supplemental Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98 to disclose to the U.S. Patent and Trademark Office the patents, publications, applications, and/or other references listed on the enclosed, completed PTO-1449 form(s). The filing of this Second Supplemental Information Disclosure Statement should not be construed as a representation that a search has been made or as an admission that the listed references are prior art for this application. Applicant respectfully requests that the listed references be expressly considered during prosecution of the application, and that the references be made of record therein and appear among the "references cited" on any patents issuing therefrom.

## CONTENT OF DISCLOSURE

This Second Supplemental Information Disclosure Statement includes (1) five pages of PTO-1449 forms, and (2) a legible copy of each foreign and non-patent reference, if any, listed on the form(s). However, because this application was filed on or after July 1, 2003, no copies of U.S. patents or published U.S. patent applications are included.

## TIMING OF DISCLOSURE / FEE INFORMATION

This Second Supplemental Information Disclosure Statement is being filed, to the best of the undersigned's knowledge, either (1) before the mailing of a first Office action on the merits, or (2) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. Therefore, in accordance with 37 C.F.R. § 1.97(b), no fee or statement under 37 C.F.R. § 1.97(e) is required.

Please contact the undersigned with any questions or comments regarding this Second Supplemental Information Disclosure Statement.

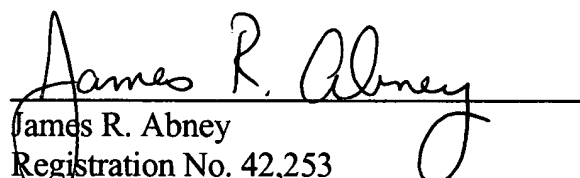
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Lisa Holstein

Respectfully submitted,

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Attorney for Applicant/Assignee

SHEET 1 OF 5

INFORMATION DISCLOSURE CITATION IN AN APPLICATION			DOCKET NUMBER ACM 371		APPLICATION NUMBER 10/717,399		
			APPLICANT(S) Randall J. Huebner				
			FILING DATE November 19, 2003		GROUP ART UNIT 3732		
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.	
	1,789,060	1/13/31	Weisenbach				
	4,730,608	3/15/88	Schlein				
	4,923,471	5/8/90	Morgan				
	5,013,315	5/7/91	Barrows				
	5,129,899	7/14/92	Small et al.				
	5,423,826	6/13/95	Coates et al.				
	5,658,283	8/19/97	Huebner				
	5,720,502	2/24/98	Cain				
	5,902,304	5/11/99	Walker et al.				
	5,928,234	7/27/99	Manspeizer				
	6,053,915	4/25/00	Bruchmann				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	
	EP 1 250 892 A3/A2	9/3/03	EPO			XX	
	WO01/21083 A1	3/29/01	WIPO			XX	
	WO01/62136 A3	8/30/01	WIPO			XX	
OTHER DOCUMENTS							
	<i>Biomechanical Evaluation of the Schuhli Nut</i> , Kolodziej, et al., <u>Clinical Orthopaedics and Related Research</u> , Vol. 347, pp. 79-85, February 1998.						
	Internal Fixation in Osteoporotic Bone, An, Y.H., p. 83, 2002.						
EXAMINER			DATE CONSIDERED				

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U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	6,129,728	10/10/00	Schumacher et al.			
	6,224,602	5/1/01	Hayes			
	6,302,883	10/16/01	Bono			
	6,379,364	4/30/02	Brace et al.			
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	6,695,846	2/24/04	Richelsoph et al.			
	6,682,533	1/27/04	Dinsdale et al.			
	6,793,658	9/21/04	LeHuec et al.			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO
OTHER DOCUMENTS						
	Zespol Bone Screws, in <u>Mikromed – Catalogue 2004</u> (November 2004), available at <a href="http://www.mikromed.pl/katalog/Main/main_eng.htm">http://www.mikromed.pl/katalog/Main/main_eng.htm</a> and <a href="http://www.mikromed.pl/katalog/zespol_eng/wkrety.htm">http://www.mikromed.pl/katalog/zespol_eng/wkrety.htm</a> .					
	Zespol Bone Plates, in <u>Mikromed – Catalogue 2004</u> (November 2004), available at <a href="http://www.mikromed.pl/katalog/Main/main_eng.htm">http://www.mikromed.pl/katalog/Main/main_eng.htm</a> and <a href="http://www.mikromed.pl/katalog/zespol_eng/plytki.htm">http://www.mikromed.pl/katalog/zespol_eng/plytki.htm</a> .					
	SmartLock Locking Screw Technology, advertisement, <u>The Journal of Hand Surgery</u> , Vol. 30A, No. 1, January 2005.					
EXAMINER			DATE CONSIDERED			

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EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPROP.
	6,858,031	2/22/05	Morrison et al.			
	6,866,665	3/15/05	Orbay			
	6,893,444	5/17/05	Orbay			
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	2004/0127901 A1	7/1/04	Huebner et al.			
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	2004/0193164 A1	9/30/04	Orbay			
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OTHER DOCUMENTS						
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	2004/0193165 A1	9/30/04	Orbay			
	2004/0220566 A1	11/4/04	Bray			
	2004/0260291 A1	12/23/04	Jensen			
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	2005/0085818 A1	4/21/05	Huebner				
	2005/0085819 A1	4/21/05	Ellis et al.				
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